

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

American Italian Pasta Company)

Opposer,)

v.)

Barilla G. E R. Fratelli)

- Società Per Azioni)

(By change of name),)

Applicant.)

OPPOSITION NO. 91161373



01-10-2005

A circular black ink stamp from the Intellectual Property Office (IPO). The text "O I P E" is at the top, "J C 9 8" is at the top right, "JAN 10 2005" is in the center, and "PATENT & TRADEMARK OFFICE" is at the bottom. The stamp is slightly tilted.

American Italian Pasta Company)
)
Opposer,)
)
v.)
)
Barilla G. E R. Fratelli)
- Società Per Azioni)
(By change of name),)
)
Applicant.)

Barilla G. E. R. Fratelli)
- Società Per Azioni)
(By change of name),)
)
_____Applicant.)

Applicant, Barilla G. E R. Fratelli - Società Per Azioni,
with consent of Opposer, respectfully requests the Board for a
one month extension for discovery to close, and that the
testimony periods be reset as appropriate in the above-captioned
proceeding.

Counsel for Opposer Thomas H. Van Hoozer, agreed to this extension in a telephone conversation with undersigned counsel on December 23, 2004.

The scheduling order is requested to be reset as follows:

Discovery period to close

May 8, 2005

Testimony period for party
in position of plaintiff to
close (opening 30 days prior
thereto)

August 6, 2005

Testimony period for party
in position of defendant to
close (opening 30 days prior
thereto)

October 5, 2005

Rebuttal testimony period to
close (opening 15 days prior
thereto)

November 19, 2005

Respectfully submitted,

Barilla G. E R. Fratelli -
Società Per Azioni

By Robert H. Cameron
G. Franklin Rothwell
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **STIPULATED MOTION FOR EXTENSION OF TIME OF SCHEDULING ORDER** was served via first-class mail, in a postage prepaid envelope, on counsel for Opposer as follows:

Thomas H. Van Hoozer, Esq.
Law Offices of Hovey Williams LLP
2405 Grand Boulevard
Suite 400
Kansas City, Mo. 64108-2519

This 10th day of January, 2005.


Robert DiGiovanni